

# **EXHIBIT B**

## **Declaration of Roz Henry**

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

CHRISTOPHER OTEY, on behalf of  
himself and all others similarly situated,

Plaintiff,

v.

CROWDFLOWER, INC., LUKAS  
BIEWALD and CHRIS VAN PELT,

Defendants.

Case No. 3:12-CV-05524-JST

DECLARATION OF ROZ HENRY

I, Roz Henry, having a home business address of 500 Grace Avenue, Iona,  
Minnesota, 56141, do hereby swear, affirm and attest as follows, based upon my personal knowledge  
of the matters contained herein:

1.

I am over 18 years of age and competent to testify to the matters stated in this  
declaration. I make this declaration based upon my personal knowledge and if called upon to testify  
in this regard, could do so both accurately and competently. This declaration is given voluntarily. I  
have not been promised any benefit, coerced or threatened in any manner in exchange for the  
testimony in this declaration.

2.

I discovered crowdsourcing, or performing internet based tasks, sometime during  
2010. I was browsing the internet and came across crowdsourcing. The websites I have used that  
provide these internet based tasks ("portals" or "channel providers") include ClixSense.com,  
FusionCash.net, and NeoBux.com. Crowdflower and other companies ("platforms" or "task  
requesters") offer discrete tasks and other internet-based earning opportunities (offers, surveys, "paid  
to click" ads, etc.) on portal websites such as these, that users like me can choose to accept. I am a  
member of the ClixSense, FusionCash, and NeoBux websites, and it is through these channel

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1 providers that I review and select the crowdsourcing tasks. In order to become a member of these  
 2 channel providers, I simply provided my name, email address, and Paypal account address. I do not  
 3 know if a real name is required to be a member of these portals, or if I could use an alias or some  
 4 other name. In performing tasks, I have never provided my personal information to platforms such  
 5 as CrowdFlower.

6 3.

7 After logging on to the ClixSense, FusionCash, or NeoBux portals, I can review the  
 8 tasks posted by various platforms, including CrowdFlower. I am free to choose certain tasks to  
 9 perform that are offered by those platforms. There are many different types of tasks available, and it  
 10 is entirely up to me to decide if I want to perform a particular task or not.

11 4.

12 I do not think of myself as an employee of ClixSense, FusionCash, or NeoBux, the  
 13 portals through which I have performed tasks. I also do not consider myself to be an employee of  
 14 CrowdFlower or any of the other task requesters. Instead, I simply choose to perform tasks when I  
 15 want to and only if I want to, in order to earn some supplemental income. Some portals pay for  
 16 completed tasks in the form of virtual currency (e.g., points, rewards, etc.), while others provide cash  
 17 compensation. I prefer to perform tasks for portals that pay cash compensation. I have no obligation  
 18 to any portal or any task requester, including CrowdFlower. I am free to perform tasks for other task  
 19 requesters at any time.

20 5.

21 I consider many factors in determining which tasks to perform. Among these factors  
 22 are as the amount of compensation, the length of time necessary to complete the task, and whether  
 23 the particular task interests me.

24 6.

25 I have complete control of my schedule with regard to crowdsourcing tasks. I have a  
 26 bookkeeping job, and I generally only spend roughly 1-2 hours per day on crowdsourcing tasks.  
 27 There are also days where I don't perform any tasks. However, it is entirely up to me. If I am busy  
 28 with other things, I'll choose not to do any tasks for days or even weeks at a time. I decide which

1 tasks to perform and whether I want to complete any given task once I have opened it. I can choose  
 2 not to perform any tasks. I can choose which tasks to perform and for which platforms. I can  
 3 choose to spend as much or as little time performing tasks as I want. I also completely control when  
 4 I choose to perform tasks, and how much time is spent on tasks.

5 7.

6 Most tasks do not take very long to complete. Some take less than a minute, while  
 7 some of the longer ones can take several minutes. I have never seen a task that takes more than 30  
 8 minutes to complete. I do not keep track of or record the time I spend performing tasks for particular  
 9 task requesters, and the amount of time may vary greatly from day to day or from week to week.

10 8.

11 I perform tasks at home on my home computer. I provide the computer, and also  
 12 provide my own internet service in order to access the portals that post tasks. I am not reimbursed  
 13 by any portal or platform, including CrowdFlower, for any of my expenses associated with  
 14 performing crowdsourcing tasks, including my computer hardware and internet service.

15 9.

16 Neither CrowdFlower nor any particular platform pays me for the tasks that I choose  
 17 to perform. Instead, tasks are presented to the public via portals such as ClixSense, FusionCash, and  
 18 NeoBux. Along with the offer is a listing of either the virtual or monetary reward offered by the  
 19 portal for completion of the task. I prefer to perform tasks for portals that pay cash compensation,  
 20 not virtual rewards.

21 10.

22 There is no supervision when I am performing tasks. Nobody with the portals or the  
 23 task requesters controls whether I perform a task, and if so, how I perform it. I simply decide which  
 24 tasks to select, some of which may be posted by CrowdFlower, and then complete the task to the  
 25 best of my ability. .

26 11.

27 Sometimes, while working on tasks, I will have a particular task window open for  
 28 much more time than I actually spend completing the task. For example, I may open a task window

1 while I have other windows open for different Internet-based offers or surveys, and then perform  
 2 these other internet-based activities while the task window is open. I also do not always complete  
 3 the tasks that I choose to open. There are no negative repercussions for selecting and not completing  
 4 a task. There are also times when I will have a task open while I am doing other things such as  
 5 talking on the telephone or watching television. Therefore, the amount of time a particular task is  
 6 open does not necessarily indicate how long it takes to complete the task.

7 12.

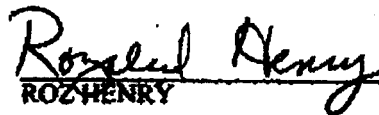
8 Performing tasks for various task requesters, including CrowdFlower, has given me  
 9 the opportunity to help supplement my income in a way that allows me to be at home, choose my  
 10 schedule, wear sweatpants, and not have anyone telling me what to do. I do not believe I am an  
 11 employee, or anything like an employee, of any channel provider or task requester because I get to  
 12 choose what I work on, when I work, if I work, how I perform the task, and for how long. All the  
 13 while, I get to make a little extra cash on the side of my other job.

14 13.

15 I understand that I am not required to provide the testimony in this declaration. I  
 16 have provided this declaration voluntarily without any promise of benefit or threat of any kind. Prior  
 17 to signing this declaration, I was provided with a full opportunity to carefully review this declaration  
 18 and freely make any corrections and additions of any kind. I verify that the information I have  
 19 provided in this declaration is true and correct.

20 PURSUANT TO 28 U.S.C. § 1746, I VERIFY UNDER PENALTY OF  
 21 PERJURY UNDER THE LAWS OF THE UNITED STATES OF AMERICA THAT THE  
 22 FOREGOING IS TRUE AND CORRECT.

23 Executed on May 11, 2013

24   
 25 ROZ HENRY

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